

**SENATE JOURNAL
66TH LEGISLATURE
SIXTY-NINTH LEGISLATIVE DAY**

Helena, Montana
April 3, 2019

Senate Chambers
State Capitol

Senate convened at 1:00 p.m. President Sales presiding. Invocation by Senator Olszewski. Pledge of Allegiance to the Flag.

Roll Call. Forty-nine members present, Senator Fielder excused. Quorum present.

BILLS AND JOURNALS (Keenan, Chair): 4/3/2019

Correctly printed: **SR 46, HB 148, HB 181, HB 204, HB 233, HB 244, HB 245, HB 319, HB 324, HB 328, HB 331, HB 369, HB 473, HB 482, HB 502, HB 524, HB 537, HB 543, HB 549, HB 558, HB 561, HB 567, HB 578, HB 583, HB 591, HB 604, HB 615, HJ 14, HJ 24, HJ 27.**

Correctly engrossed: **HB 22, HB 221, HB 580.**

Correctly enrolled: **SB 101, SB 115, SB 130, SB 148, SB 150, SB 212.**

Transmitted to the House: **SB 158, HB 41, HB 150, HB 257, HB 267, HB 285, HB 325, HB 347, HB 357, HB 461, HB 463, HB 476, HB 487, HB 497, HJ 18.**

Signed by the Secretary of the Senate at 3:50 p.m., April 2, 2019: **SB 119, SB 157, SB 226, SB 275, SB 288, SB 295, SB 310.**

Signed by the President at 9:00 a.m., April 3, 2019: **SB 119, SB 157, SB 226, SB 275, SB 288, SB 295, SB 310.**

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Hoven, Chair): 4/2/2019

HB 221, be amended as follows:

1. Page 4, line 6 through line 7.

Following: "examination" on line 6

Strike: ", " on line 6 through "department." on line 7

And, as amended, be concurred in.

HB 332, be concurred in.

HJ 28, be concurred in.

BUSINESS, LABOR, AND ECONOMIC AFFAIRS (Fitzpatrick, Chair): 4/3/2019

HB 376, be concurred in.

HB 416, be concurred in.

ENERGY AND TELECOMMUNICATIONS (Ankney, Chair): 4/2/2019

HB 22, be amended as follows:

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1. Title, line 9.

Following: "RESOURCES;"

Insert: "PROHIBITING THE PUBLIC SERVICE COMMISSION FROM SPECIFYING CONTRACT LENGTHS OR ECONOMIC LIVES FOR CERTAIN ELECTRICITY SUPPLY RESOURCES BASED ON QUALIFYING SMALL POWER PRODUCTION FACILITY CONTRACTS;"

2. Page 1, line 19.

Strike: "20"

Insert: "15"

3. Page 2.

Following: line 30

Insert: "(7) The commission may not use a decision setting the contract length for a qualifying small power production facility as the basis for establishing or modifying the contract length for a utility-owned asset or an asset contracted by a utility under a power purchase agreement."

And, as amended, be concurred in.

HB 356, be concurred in.

HB 456, be concurred in.

HB 535, be concurred in.

FISH AND GAME (Hinebaugh, Vice Chair)

4/2/2019

HB 224, be concurred in.

HB 397, be concurred in.

HB 585, be concurred in.

HJ 17, be concurred in.

HIGHWAYS AND TRANSPORTATION (Vance, Chair):

4/2/2019

HB 580, be amended as follows:

1. Page 1, line 21.

Following: "(ii) the"

Insert: "initial"

Following: "centerline"

Strike: "rumbles"

Insert: "rumble"

And, as amended, be concurred in.

JUDICIARY (Regier, Chair):

4/3/2019

HB 111, be concurred in.

HB 173, be amended as follows:

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1. Page 2, line 12.

Following: "PERPETRATOR IS"

Insert: "not a student of an elementary, middle, junior high, or high school and is"

Strike: "THAT"

Insert: "any"

2. Page 2, line 12 through line 13.

Following: "WHO"

Strike: remainder of line 12 through "STUDENTS" on line 13

Insert: "has ever had instructional, supervisory, disciplinary, or other authority over the student in a school setting"

3. Page 2, line 21 through line 23.

Following: "OTHER"

Insert: "."

Strike: remainder of line 21 through line 23

4. Page 4, line 15.

Following: "PERPETRATOR IS"

Insert: "not a student of an elementary, middle, junior high, or high school and is"

Strike: "THAT"

Insert: "any"

5. Page 4, line 15 through line 16.

Following: "WHO"

Strike: remainder of line 15 through "STUDENTS" on line 13

Insert: "has ever had instructional, supervisory, disciplinary, or other authority over the student in a school setting"

6. Page 4, line 23 through line 25.

Following: "OTHER"

Insert: "."

Strike: remainder of line 23 through line 25

And, as amended, be concurred in.

HB 302, be concurred in.

Without objection, committee reports were adopted.

MESSAGES FROM THE OTHER HOUSE

Senate bills concurred in and returned to the Senate:

4/2/2019

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SB 101, introduced by K. Regier
SB 115, introduced by D. Kary
SB 130, introduced by D. Salomon
SB 148, introduced by B. Bennett
SB 150, introduced by B. Bennett
SB 212, introduced by S. Webber

Senate bills concurred in as amended and returned to the Senate for concurrence in House amendments:

4/2/2019

SB 73, introduced by S. Hinebauch
SB 116, introduced by D. Salomon
SB 134, introduced by D. Brown

Senate joint resolution concurred in as amended and returned to the Senate for concurrence in House amendments:

4/2/2019

SJ 3, introduced by F. Thomas

Senate amendments to House bill concurred in:

4/2/2019

HB 601, introduced by J. Fuller

HB 268 - The House failed to concur in Senate amendments to **HB 268**, authorized the Speaker to appoint the following Conference Committee, and requested that the Senate appoint a like committee to confer on Senate amendments to **HB 268**:

4/2/2019

Representative Greef, Vice Chair
Representative Doane
Representative Farris-Olsen

Conference Committee Report No.1 adopted:

4/2/2019

HB 205, introduced by R. Shaw

House joint resolutions passed and transmitted to the Senate for concurrence:

4/3/2019

HJ 16, introduced by C. Pope
HJ 38, introduced by D. Zolnikov

FIRST READING AND COMMITMENT OF BILLS

The following House joint resolutions were introduced, read first time, and referred to committees:

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HJ 16, introduced by C. Pope, referred to Highways and Transportation.

HJ 38, introduced by D. Zolnikov, G. Custer, N. Duram, D. Hayman, A. Olsen, C. Pope, D. Skees, S. Stewart Peregoy, K. Sullivan, D. Zolnikov, referred to Energy and Telecommunications.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Thomas moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator McConnell in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 295 - Senator Salomon moved **HB 295** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Kary, MacDonald, Malek, McClafferty, McConnell, McNally, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vuckovich, Webber, Welborn, Mr President.

Total 41

Nays: Esp, Hinebauch, Keenan, Lang, Olszewski, Regier, Vance, Webb.

Total 8

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 344 - Senator Malek moved **HB 344** be concurred in. Motion **failed** as follows:

Yeas: Barrett, Bennett, Boland, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Sands, Sesso, Small, Smith F, Vuckovich, Webber.

Total 24

Nays: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Richmond, Salomon, Smith C, Tempel, Thomas, Vance, Webb, Welborn, Mr President.

Total 25

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Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 344 - Majority Leader Thomas moved **HB 344** be **indefinitely postponed**. Motion carried as follows:

Yeas: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Gauthier, Gillespie, Hinebauch, Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Richmond, Salomon, Small, Smith C, Tempel, Thomas, Vance, Vuckovich, Webb, Welborn, Mr President.

Total 28

Nays: Barrett, Bennett, Boland, Cohenour, Ellis, Fitzpatrick, Flowers, Gross, Hoven, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Sands, Sesso, Smith F, Webber.

Total 21

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 523 - Senator Ellsworth moved **HB 523** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Bogner, Boland, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber, Welborn.

Total 35

Nays: Blasdel, Brown, Cuffe, Ellsworth, Esp, Hinebauch, Howard, Kary, Keenan, Olszewski, Osmundson, Smith C, Vance, Mr President.

Total 14

Paired: None.

Excused: Fielder.

Total 1

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Absent or not voting: None.

Total 0

HB 576 - Senator Salomon moved **HB 576** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Bogner, Boland, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vuckovich, Webber.

Total 35

Nays: Blasdel, Brown, Esp, Hinebauch, Howard, Kary, Keenan, Olszewski, Osmundson, Smith C, Vance, Webb, Welborn, Mr President.

Total 14

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 3 - Senator Osmundson moved **HB 3** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Blasdel, Bogner, Boland, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Kary, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber, Welborn.

Total 42

Nays: Bennett, Brown, Esp, Hinebauch, Keenan, Vance, Mr President.

Total 7

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 262 - Senator Osmundson moved **HB 262** be concurred in. Motion carried as follows:

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Yeas: Ankney, Barrett, Blasdel, Bogner, Brown, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, McClafferty, McConnell, Olszewski, Osmundson, Phillips, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Webb, Webber, Welborn, Mr President.

Total 40

Nays: Bennett, Boland, Cohenour, Gross, MacDonald, Malek, McNally, Pomnichowski, Vuckovich.

Total 9

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 281 - Senator Jacobson moved **HB 281** be concurred in. Motion carried as follows:

Yeas: Ankney, Blasdel, Bogner, Brown, Cohenour, Cuffe, Ellsworth, Esp, Fitzpatrick, Gauthier, Gillespie, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, McClafferty, Olszewski, Osmundson, Regier, Richmond, Salomon, Small, Smith C, Tempel, Thomas, Vance, Webb, Welborn, Mr President.

Total 32

Nays: Barrett, Bennett, Boland, Ellis, Flowers, Gross, MacDonald, Malek, McConnell, McNally, Phillips, Pomnichowski, Sands, Sesso, Smith F, Vuckovich, Webber.

Total 17

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 428 - Senator Small moved **HB 428** be concurred in.

HB 428 - Senator Small moved **HB 428**, second reading copy, be amended as follows:

1. Title, page 1, line 9.

Strike: "AND A TERMINATION DATE"

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2. Page 1, line 14 through line 16.

Strike: "AND MUST" on line 14 through "LAW ENFORCEMENT" on line 16

3. Page 3, line 3.

Strike: section 8 in its entirety

Amendment **adopted** as follows:

Yeas: Ankney, Barrett, Bennett, Boland, Cohenour, Cuffe, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, Kary, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vuckovich, Webber.

Total 35

Nays: Blasdel, Bogner, Brown, Ellsworth, Esp, Hinebauch, Howard, Keenan, Lang, Regier, Vance, Webb, Welborn, Mr President.

Total 14

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 428 - As amended, **HB 428** was concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Boland, Cohenour, Cuffe, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Jacobson, Kary, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Thomas, Vuckovich, Webber.

Total 32

Nays: Blasdel, Bogner, Brown, Ellsworth, Esp, Hinebauch, Howard, Keenan, Lang, Osmundson, Regier, Smith C, Tempel, Vance, Webb, Welborn, Mr President.

Total 17

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

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HB 633 - Senator Cuffe moved **HB 633** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 638 - Senator Salomon moved **HB 638** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber.

Total 43

Nays: Brown, Esp, Hinebauch, Vance, Welborn, Mr President.

Total 6

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 639 - Senator Lang moved **HB 639** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard,

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Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 16 - Senator Barrett moved **HB 16** be concurred in. Motion carried as follows:

Yeas: Barrett, Bennett, Boland, Brown, Cohenour, Cuffe, Ellis, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Keenan, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber.

Total 35

Nays: Ankney, Blasdel, Bogner, Ellsworth, Esp, Fitzpatrick, Hinebauch, Kary, Lang, Osmundson, Smith C, Vance, Welborn, Mr President.

Total 14

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 288 - Senator Barrett moved **HB 288** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Jacobson, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber.

Total 40

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Nays: Cuffe, Esp, Howard, Kary, Osmundson, Smith C, Vance, Welborn, Mr President.

Total 9

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 292 - Senator Ankney moved **HB 292** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 394 - Senator Hoven moved **HB 394** be concurred in. Motion carried as follows:

Yeas: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, McNally, Olszewski, Osmundson, Regier, Richmond, Salomon, Sesso, Small, Smith C, Tempel, Thomas, Vance, Webb, Welborn, Mr President.

Total 33

Nays: Barrett, Bennett, Boland, Cohenour, Ellis, Gross, MacDonald, Malek, McClafferty, McConnell, Phillips, Pomnichowski, Sands, Smith F, Vuckovich, Webber.

Total 16

Paired: None.

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Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 489 - Senator Hoven moved **HB 489** be concurred in. Motion carried as follows:

Yeas: Ankney, Blasdel, Bogner, Boland, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, McClafferty, Olszewski, Osmundson, Phillips, Regier, Richmond, Salomon, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Webb, Webber, Welborn, Mr President.

Total 37

Nays: Barrett, Bennett, Cohenour, Ellis, Gross, MacDonald, Malek, McConnell, McNally, Pomnichowski, Sands, Vuckovich.

Total 12

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 514 - Senator Barrett moved **HB 514** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

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Total 0

HB 527 - Senator Cohenour moved **HB 527** be concurred in. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 45

Nays: Brown, Hinebauch, Olszewski, Regier.

Total 4

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

Majority Leader Thomas moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Sales presiding.

Senator McConnell moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 48

Nays: Kary.

Total 1

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

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THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 5 passed as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 204 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Boland, Brown, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Richmond, Sands, Sesso, Small, Smith F, Tempel, Vuckovich, Webber.

Total 28

Nays: Blasdel, Bogner, Cuffe, Ellsworth, Esp, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Salomon, Smith C, Thomas, Vance, Webb, Welborn, Mr President.

Total 21

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

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HB 233 concurred in as follows:

Yeas: Ankney, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Malek, McClafferty, McNally, Olszewski, Osmundson, Phillips, Regier, Richmond, Salomon, Sands, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 42

Nays: Barrett, Bennett, Jacobson, MacDonald, McConnell, Pomnichowski, Sesso.

Total 7

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 244 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 46

Nays: Esp, Jacobson, Vance.

Total 3

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 245 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson,

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Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber, Mr President.
Total 45

Nays: Esp, Jacobson, Vance, Welborn.
Total 4

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 319 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Boland, Cohenour, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vance, Vuckovich, Webber.
Total 37

Nays: Blasdel, Bogner, Brown, Cuffe, Keenan, Olszewski, Osmundson, Regier, Smith C, Webb, Welborn, Mr President.
Total 12

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HB 324 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber, Welborn, Mr President.
Total 48

Nays: Vance.

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Total 1

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 328 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 331 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Boland, Cohenour, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hoven, Howard, Jacobson, Kary, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Richmond, Salomon, Sands, Sesso, Small, Smith F, Tempel, Thomas, Vuckovich, Webb, Webber, Welborn.

Total 37

Nays: Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Hinebauch, Keenan, Regier, Smith C, Vance, Mr President.

Total 12

Paired: None.

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Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 481 concurred in as follows:

Yeas: Ankney, Barrett, Blasdel, Bogner, Brown, Ellsworth, Fitzpatrick, Flowers, Gauthier, Hinebauch, Hoven, Howard, Kary, Lang, Malek, McClafferty, Olszewski, Osmundson, Phillips, Regier, Richmond, Salomon, Sesso, Small, Smith C, Thomas, Vance, Webb, Welborn, Mr President.

Total 30

Nays: Bennett, Boland, Cohenour, Cuffe, Ellis, Esp, Gillespie, Gross, Jacobson, Keenan, MacDonald, McConnell, McNally, Pomnichowski, Sands, Smith F, Tempel, Vuckovich, Webber.

Total 19

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 520 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 46

Nays: Ellis, Malek, Pomnichowski.

Total 3

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

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HB 502 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 537 concurred in as follows:

Yeas: Ankney, Blasdel, Bogner, Brown, Cuffe, Ellsworth, Esp, Fitzpatrick, Gauthier, Gillespie, Hinebauch, Hoven, Howard, Kary, Keenan, Lang, Olszewski, Osmundson, Regier, Richmond, Salomon, Smith C, Tempel, Thomas, Vance, Vuckovich, Webb, Welborn, Mr President.

Total 29

Nays: Barrett, Bennett, Boland, Cohenour, Ellis, Flowers, Gross, Jacobson, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Pomnichowski, Sands, Sesso, Small, Smith F, Webber.

Total 20

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 604 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Bogner, Boland, Brown, Cohenour, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Lang,

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Total 41

Nays: Blasdel, Cuffe, Esp, Keenan, Osmundson, Regier, Webb, Welborn.

Total 8

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HB 617 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 49

Nays: None.

Total 0

Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

HJ 14 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Jacobson, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Phillips, Richmond, Salomon, Sands, Small, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.

Total 36

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Nays: Ellsworth, Esp, Hinebauch, Hoven, Howard, Kary, Keenan, Olszewski, Osmundson, Pomnichowski, Regier, Sesso, Smith C.
Total 13

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HJ 24 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.
Total 49

Nays: None.
Total 0

Paired: None.

Excused: Fielder.
Total 1

Absent or not voting: None.
Total 0

HJ 27 concurred in as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn, Mr President.
Total 48

Nays: Howard.
Total 1

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Paired: None.

Excused: Fielder.

Total 1

Absent or not voting: None.

Total 0

MOTIONS

Majority Leader Thomas moved to appoint a Conference Committee and request the House to appoint a like committee to confer on **SB 158**. Motion carried. President Sales appointed:

Senator Vance, Chair

Senator Blasdel

Senator Sands

Majority Leader Thomas moved the Senate accede to the request of the House and appoint a Conference Committee to confer on **HB 268**. Motion carried. President Sales appointed:

Senator Regier, Chair

Senator Esp

Senator MacDonald

Majority Leader Thomas moved that **HB 292** and **HB 295**, heard on second reading this date, be re-referred to the Finance and Claims Committee. Without objection, so ordered.

Senator Gross moved the Senate reconsider its third-reading action on **HB 584** and place it on third reading the next legislative day. Motion carried as follows:

Yeas: Barrett, Bennett, Blasdel, Bogner, Boland, Cohenour, Ellis, Ellsworth, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Jacobson, Kary, McClafferty, McConnell, McNally, Osmundson, Phillips, Pomnichowski, Richmond, Sands, Sesso, Small, Smith F, Vuckovich, Webber, Mr President.

Total 29

Nays: Ankney, Brown, Cuffe, Esp, Hinebauch, Hoven, Howard, Keenan, Lang, MacDonald, Malek, Olszewski, Regier, Salomon, Smith C, Tempel, Thomas, Vance, Webb, Welborn.

Total 20

Paired: None.

Excused: Fielder.

Total 1

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Absent or not voting: None.

Total 0

Senator D. Brown arose on a point of personal privilege to point out there is no town in Montana named Huckleberryville.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Thomas moved the Senate adjourn until 8:00 a.m., Thursday, April 4, 2019, the seventieth legislative day. Motion carried.

Senate adjourned at 2:32 p.m.

MARILYN MILLER
Secretary of the Senate

SCOTT SALES
President of the Senate